

Message Text

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PAGE 01 TEL AV 03420 141127Z
ACTION L-03

INFO OCT-01 NEA-10 ISO-00 SCS-06 HA-05 SSO-00 CA-01
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O R 141054Z MAR 78
FM AMEMBASSY TEL AVIV
TO SECSTATE WASHDC IMMEDIATE 1907
INFO AMCONSUL JERUSALEM

C O N F I D E N T I A L TEL AVIV 3420

E.O.11652: GDS
TAGS: CARR, IS
SUBJ: SAMI ESMail TRIAL: REQUEST FOR CONSULAR TESTIMONY

REF: (A) STATE 64236, (B) TEL AVIV 1972

AS PROMISED REFTel B, PARA 3, FOLLOWING IS TEXT OF SWORN STATE-
MENT WHICH, WITH APPROVAL OF DEPARTMENT, WILL BE FORWARDED
TO DEFENSE ATTORNEY LANGER:

BEGIN TEXT

THE FOLLOWING IS A SWORN STATEMENT IN RESPONSE TO THOSE ISSUES
RAISED IN ATTORNEY FELICIA LANGER'S LETTER OF FEB 5, 1978.

ON DECEMBER 25, 1977, I, MARK DAVIDSON, VICE CONSUL AND THIRD
SECRETARY OF THE AMERICAN EMBASSY, TEL AVIV, VISITED SAMI
ESMAIL AT THE JAIL IN PETAH TIKVAH ACCOMPANIED BY MR. SHOLIE
WEISS, A HEBREW SPEAKING EMPLOYEE OF THE WELFARE AND PROTECT-
TION UNIT OF THE CONSULAR SECTION.

I. DURING THE STANDARD CONSULAR INTERVIEW FOR IMPRISONED
AMERICANS, I ASKED SAMI IF HE HAD BEEN IN ANY WAY MISTREATED.
HE STATED THAT HE HAD BEEN AWAKENED PERIODICALLY, NOT BEING
ALLOWED TO SLEEP MORE THAN TWO HOURS AT A TIME FOR QUESTIONING.

HE STATED THAT, DURING QUESTIONING, HIS HAIR HAD BEEN PULLED
AND THAT HE HAD BEEN MADE TO STAND, HOLDING A CHAIR ABOVE
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HIS HEAD, IN A CORNER, WITH HIS SHIRT OFF. HE DEMONSTRATED THAT,
DURING QUESTIONING, HIS FACE HAD BEEN LIGHTLY PUSHED TO ONE
SIDE WITH THE FLAT PART OF A HAND.

II. SAMI WAS ASKED WHETHER HE WISHED THAT AN ATTORNEY BE CON-
TACTED ON HIS BEHALF, AND WHETHER HE WAS FAMILIAR WITH ANY
ATTORNEY. HE STATED THAT THERE WAS ONE ATTORNEY, AND HE SAID
THAT HER NAME WAS SOMETHING LIKE "FLICIA". MR. WEISS SUGGESTED

TO ME THAT THAT MIGHT BE ATTORNEY FELICIA LANGER. WHEN SAMI
WAS ASKED IF THAT WAS THE ATTORNEY WITH WHOM HE WAS FAMILIAR
AND WISHED CONTACTED, HE SAID THAT IT WAS.

III. CONCERNING THE SUSPICIONS AGAINST HIM, SAMI STATED TO ME
THAT THE DID NOT KNOW WITH WHAT HE WAS CHARGED. HE STATED
THAT HE HAD COME TO SEE HIS DYING FATHER, THAT WAS ALL.

IV. DURING MY INTERVIEW WITH SAMI, I WARNED THAT OFFICER IN
CHARGE THAT ANY UNREASONABLE INTERROGATION OR TREATMENT OF SAMI
ESMAIL MAY BE PROTESTED BY THE U.S. GOVERNMENT. AT THE END OF
THE INTERVIEW I REPEATED THIS WARNING TO THE OFFICE IN CHARGE.

(SIGNED) MARK G. DAVISON

THE FOREGOING ARE, TO THE BEST OF MY KNOWLEDGE AND BELIEF,
TRUE AND CORRECT RESPONSES TO THOSE ISSUES RAISED IN ATTORNEY
FELICIA LANGER'S LETTER OF FEBRUARY 5, 1978.

MARK G. DAVISON

VICE CONSUL AND THIRD SECRETARY

AMERICAN EMBASSY TEL AVIV

SUBSCRIBED TO AND SWORN BEFORE ME,

DAY OF , 1978.

END TEXT.

AS TRIAL BEGAN TODAY EMBASSY REQUESTS APPROVAL OF TEXT BY
NIACT IMMEDIATE BY OPENING OF BUSINESS 3/15/78. STATEMENT
MAY BE REQUIRED AS EARLY AS TOMORROW (MARCH 15).
VIETS

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 14 mar 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978TELAV03420
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780112-1049
Format: TEL
From: TEL AVIV
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780369/aaaacgge.tel
Line Count: 86
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 15026ec7-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 STATE 64236, 78 TEL AVIV 1972
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 06 jun 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3331996
Secure: OPEN
Status: NATIVE
Subject: SAMI ESMail TRIAL: REQUEST FOR CONSULAR TESTIMONY
TAGS: CARR, IS
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/15026ec7-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014